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9 STRIKE 3 HOLDINGS, LLC,  
10 Plaintiff,  
11 v.  
12 JOHN DOE SUBSCRIBER ASSIGNED IP  
13 ADDRESS 24.5.9.34,  
14 Defendant.

15 Case No. 20-cv-03475-JCS

16 **ORDER TO SHOW CAUSE WHY  
17 APPLICATION TO SERVE  
18 SUBPOENA SHOULD NOT BE  
19 GRANTED**

20 Re: Dkt. No. 13

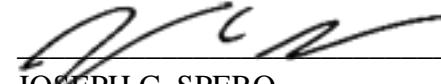
21 Plaintiff Strike 3 Holdings, LLC (“Strike 3”) has applied ex parte to serve an early  
22 subpoena on Comcast Cable, which Strike 3 believes is the internet service provider for Defendant  
23 John Doe, who is currently identified only by the IP address 24.5.9.34. Although Strike 3  
24 apparently remains unaware of Doe’s identity, defense counsel has appeared on Doe’s behalf.  
25 Doe is therefore ORDERED TO SHOW CAUSE why Strike 3’s application should not be  
26 granted—with restrictions on public disclosure of Doe’s identity—for the reasons stated in this  
27 Court’s decision denying a motion to quash a similar subpoena in *Strike 3 Holdings, LLC v. Doe*,  
28 No. 19-cv-00723-JCS, 2019 WL 2996428 (N.D. Cal. July 9, 2019). Doe shall file a response no  
later than July 29, 2020.

29 The parties are further ORDERED to meet and confer to determine whether defense  
30 counsel can accept service on Doe’s behalf or otherwise obviate the need for the third party  
31 discovery that Strike 3 seeks. If the parties are able to resolve the issue such that Strike 3’s request  
32 for a subpoena is moot, they may file a joint statement to that effect in lieu of Doe’s response to  
33 this order to show cause, by the same deadline. If the parties are not able to resolve the issue,

1 Doe's response to this order must report that outcome.

2 **IT IS SO ORDERED.**

3 Dated: July 15, 2020

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JOSEPH C. SPERO  
Chief Magistrate Judge

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United States District Court  
Northern District of California